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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/701,062	11/05/2003	Amir Mikel Rahbar	108172-00103

004372
 ARENT FOX KINTNER PLOTKIN & KAHN
 1050 CONNECTICUT AVENUE, N.W.
 SUITE 400
 WASHINGTON, DC 20036



CONFIRMATION NO. 6293

FORMALITIES LETTER



OC000000011948920

Date Mailed: 02/23/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$450** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

07/26/2004	YPOLITE1	00000005	10701062
01 FC:2001			385.00 0P
02 FC:2051			65.00 0P

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

(R)

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

RAHBAR et al.

Group Art Unit: 1631

Application No.: 10/701,062

Examiner: Unknown

Filed: November 5, 2003

Attorney Dkt. No.: 108172-00103

For: GENETIC MARKERS WHICH IDENTIFY INDIVIDUALS WHO IMPROVE THEIR CHOLESTEROL LEVELS AND DIABETES STATUS WITH EXERCISE

RESPONSE TO NOTICE TO FILE MISSING PARTS

Mail Stop Missing Parts
Director for the U.S. PTO
P.O. Box 1450
Alexandria, VA 22313-1450

Date: July 23, 2004

Sir:

In response to the Notice to File Missing Parts of Application dated February 23, 2004 (copy attached), the following are enclosed:

- \$65.00 as payment of the surcharge for the Notice to File Missing Parts;
- \$385.00 as payment for the filing fee;
- \$475.00 as payment for a three month extension of time;
- Originally-executed Declaration/Power of Attorney;
- Originally-executed Verified Statement Claiming Small Entity Status;
- Verified Translation of the Application [with a Preliminary Amendment]; and
- An Information Disclosure Statement with Form PTO-1449, _____ refs. [and a search report];

A Claim for Priority with a certified copy of _____ Application No. _____ filed _____;

Originally executed Assignment with Form PTO-1595 and attached check for \$40.00 as payment for the recordation of the Assignment.

The Examiner is respectfully requested to acknowledge that all of the requirements of 35 U.S.C. §111 have been met.

Please find attached a check in the amount of \$965.00 to cover the Notice to File Missing Parts surcharge and the Filing Fee described above. Please charge any fee deficiency or credit any overpayment to Deposit Account No. 01-2300, referencing attorney docket number 108172-00103.

Respectfully submitted,



Robert K. Carpenter
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RKC/tdd